

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1986 of 2007

Dated:29.03.2007

Between:

K.Babu Rao and another.

...Petitioners

and

The Commissioner & Inspector
General of Registration and Stamps and others.

...Respondents.

ORDER:

This Writ Petition is filed assailing the action of the respondents in not receiving the document, dated 22.11.2006, for registration. The petitioners contend that though they complied with all the requirements, under the Indian Stamp Act and the Registration Act, the third respondent is not receiving the document, on the basis of a Circular Memo, dated 13.11.2006, and a notification issued under Section 22-A of the Registration Act (for short 'the Act').

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

The document presented by the petitioners was not received for registration on two grounds; the first is that the Government issued a notification, under Section 22-A of the Act, in G.O.Ms.No.583, dated 04.05.2005, the second is that the Circular Memo, dated 13.11.2006. This Court has already quashed Section 22-A of the Act, and thereby, the G.O. cannot be treated as an obstacle for processing the document of the petitioner. As regards the Circular Memo, dated 13.11.2006, learned Government Pleader states that it has since been superseded and a new set of guidelines is issued through Circular

Memo, dated 13.03.2007.

Hence, the Writ Petition is disposed of, directing the respondents to receive and process the document that may be presented by the petitioners and take necessary steps for releasing the same, in accordance with the existing procedure and without any reference to G.O.Ms.No.583, dated 04.05.2005.

There shall be no order as to costs.

29.03.2007

Note: Issue C.C. in three days.
(B/o)
kdl